

## **Abstract**

This Master thesis named „Relationship between Competition Law and Intellectual Property Law“, deals with the interface between competition law and intellectual property law in the context of European Union law. In the beginning of this thesis authors briefly introduce both legal disciplines and explain their most important terms and goals. The thesis is further divided into three main topics.

Firstly, we elaborate on theoretic relationship between competition law and intellectual property in regard to their values, aims and methods of regulation. Then we dive into the issue of conflict of nationally regulated intellectual property law with the internal market and the freedom of movement of goods and services.

The second thematic part clarifies the difference between market power and statutory monopoly that is granted to the owners of intellectual property. We analyse the specific issues of finding dominant position of competitors owning intellectual property. Then we examine individual types of behaviour that are considered to be abusive in the context of intellectual property law. Special focus is given to the issue of refusal to licence intellectual property that falls within the definition of essential facility doctrine.

Lastly, we concentrate on cartel agreements in the context of intellectual property law. Considering the previous decision-making practice of European authorities overseeing compliance with competition rules we describe the current attitude towards exclusive licences and some other licensing practices commonly used in the case of economic exploitation of intellectual property. We then focus on the recently adopted Technology Transfer Block Exemption and the changes it brought into practice.